

Montana State Legislature

2013 Session

Additional Documents include:

- * Business Report**
- * Roll Call attendance**
- * Standing Committee Reports,**
- * Table Bills, Fiscal reports etc.**
- * Roll Call Votes**
- * Witness Statements**
- * Informational items**
- * Visitor Registrations**
- * Any other Documents;**
 - ~ Petitions if any?**
 - ~ Any and all material handed in after the meeting end.**

**The original is on file at the
Montana Historical Society and
may be viewed there.**

**Montana Historical Society Archives
225 N. Roberts
Helena MT 59620-1201
2013 Legislative Scanner Susie Hamilton**

BUSINESS REPORT

**MONTANA SENATE
63rd LEGISLATURE - REGULAR SESSION**

SENATE EDUCATION AND CULTURAL RESOURCES COMMITTEE

Date: Monday, March 25, 2013
Place: Capitol

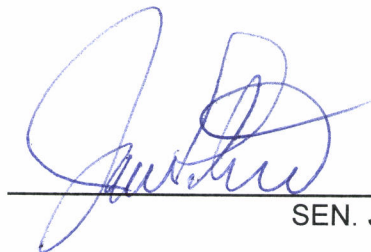
Time: 3:00 PM
Room: 303

BILLS and RESOLUTIONS HEARD:

SR 30 - Confirmation of appointee to Board of Public Education - Sen. Jim Peterson
SR 31 - Confirmation of appointees to private alternative adolescent residential board - Sen. Jim Peterson

EXECUTIVE ACTION TAKEN: *SR 30- ~~Do Pass~~ Be Adopted*

Comments:



SEN. Jim Peterson, Chair

MONTANA STATE SENATE
Roll Call
EDUCATION AND CULTURAL RESOURCES

DATE: 3/25

[illegible]



SENATE STANDING COMMITTEE REPORT

March 25, 2013

Page 1 of 1

Mr. President:

We, your committee on **Education and Cultural Resources** recommend that **Senate Resolution 30** (first reading copy -- white) **be adopted**.

Signed: _____

Senator Jim Peterson, Chair

- END -

Committee Vote:


Yes 10, No 0

Fiscal Note Required ____

SR0030001SC.swr

SENATE PROXY

I, Senator Tom Pyle, hereby authorize Senator Roxy Drieto to vote my proxy before the Senate Education meeting held on 3/25, 2013.



 Senator Signature

3/25/13
Date

Said authorization is as follows: *(mark only one)*

- ☐ All votes, including amendments.
- ☐ All votes as directed below on the listed bills, and all other votes.
- ☐ Votes only as directed below.

[illegible]

MONTANA STATE SENATE
Visitors Register
SENATE EDUCATION AND CULTURAL RESOURCES COMMITTEE

Monday, March 25, 2013

SR 30 - Confirmation of appointee to Board of Public Education

Sponsor: **Sen. Jim Peterson**

PLEASE PRINT

[illegible]

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA STATE SENATE
Visitors Register
SENATE EDUCATION AND CULTURAL RESOURCES COMMITTEE

Monday, March 25, 2013

SR 31 - Confirmation of appointees to private alternative adolescent residential board

Sponsor: Sen. Jim Peterson

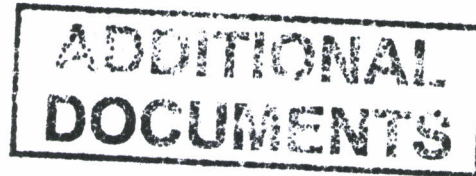
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Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

March 25, 2013

Senate Education & Cultural
Resources Committee



Senators,

I listened to the audio of the hearing on 03/20/2013 to Confirm the Governor's appointees to the Board of Regents (BOR). I would respectfully request that each appointee be considered separately as 2 should be confirmed and 1 (Pat Williams) should not.

The accomplishments of Pat Williams and the sincerity of his supporters cannot be questioned. However, the statements of Jim Foley and Patrick Duffy together with the questions of Senator Brown, are directly on point. **"WORDS DO MATTER"**.

The quote attributed to Pat Williams in the New York Times that **"We've had sex assaults, vandalism, beatings by football players. The university has recruited thugs for its football team, and this thuggery has got to stop."** together with his statement regarding the acquisition of paleontology and archeological rights in connection with purchase of the Milk River Ranch to the effect that, **"the State of Montana and the University of Montana coffers are the largest in history,"** and that there is an **"enormous surplus"** are inappropriate for a member of the BOR.

Pat Williams in his guest column to the Missoulian on 03/10/2013, did not apologize and has yet to apologize to all of the people that he offended by his statements, even though he may have been quoted, **"out of context,"** as he has stated.

Pat Williams does not understand his role as a member of the BOR. His objective is to micro-manage the University of Montana from his BOR position through Royce Engstrom, who apparently fears him. Questions that should have been asked and answered and were not are:

- What contact has Pat or his wife, Carol, had with Engstrom, at or prior to the time Pflugrad & O'Day were fired?
- What role did he play, if any, in initiating a Department of Justice, Title IX and NCAA Investigations?

Pat Williams also stated at the hearing on 03/20/2013, **"it would have been malfeasance if the regents hadn't addressed the crimes committed by the handful**

DOCUMENTS
ADDITIONAL

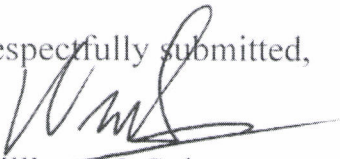
of student-athletes.” He referenced, “**six players who have been accused of assault, burglary, beatings, drug use, DUI and rape.**” He further mentioned, 62 incidents regarding UM football players, which have been “**covered up,**” “**deals made**” and swept under the rug. If they had been “**covered up,**” how is it that Pat Williams’ knows about them, other than through his micro-management of the University of Montana?

There are procedures in place to ensure “**thugs**” or prospective athletes/students are not recruited. I refer you to Paragraph 4. Safety and Security, Questions 1-4 of the *Application for Undergraduate Admission – University of Montana*, which I believe applies to all applicants, including prospective UM football players. It asks, if you have ever been convicted of a felony? Have you ever been required to register as a sexual or violent offender? If the answer is yes, additional information is required prior to admission in addition, most of the athletes recruited are under the age of 18 and if they have a juvenile record, it is sealed and not available unless they were tried as an adult for a felony offense. Such records are not available to recruiters. What more can the BOR do to ensure that “**thugs**” are not recruited?

Our criminal justice system works. There is no reason for Pat Williams or the BOR to micro-manage recruiting and admissions practice for University of Montana football players/students, as Pat Williams’ by his “**malfeasance**” comment suggests. In this regard I would refer you to an excellent article by Kristen H. Pabst, available at <http://www.pabstlaw.net/Blog.html>, which references Brian Banks, a high school student in California who was falsely accused of rape, which the victim recanted after he served 5 years in prison. Brian Banks was a subject of 60 Minutes Program which aired on 03/24/2013.

At the conclusion of the hearing, Pat Williams indicated he turned down 8-12 calls from reporters for interviews. He also stated, “**I hear you.**” Pat Williams’ comments were inappropriate, and deeply divided this state. The BOR should not have to deal with these types of issues as there are more pressing matters to deal with. Pat Williams should do the honorable thing and withdraw his nomination for appointment to the BOR. If he does not, please do not confirm him, as there are other qualified individuals that would be more than happy to serve on the BOR.

Respectfully submitted,



William M. Solem
P.O. Box 248
Chinook, Montana 59523